

CITY OF BELLEVUE  
CITY COUNCIL

Summary Minutes of Regular Session

August 6, 2001  
8:00 p.m.

Council Chambers  
Bellevue, Washington

PRESENT: Mayor Mosher, Deputy Mayor Marshall, Councilmembers Davidson, Degginger, Lee, and Noble

ABSENT: Councilmember Creighton

1. Call to Order

The meeting was called to order at 8:10 p.m. by Mayor Mosher, who presided.

2. Roll Call, Flag Salute

Upon roll call by the City Clerk, all Councilmembers except Mr. Creighton were present. Mrs. Marshall led the flag salute.

(a) Introduction of Bellevue Sister Cities Association Exchange Students and Staff

Judy Louisell, Sister Cities Program Administrator, introduced Tsai Pei-Wen, Bellevue's first staff exchange participant from Hualien, Taiwan. Her English name is Daphne and she works as the press assistant to the Hualien mayor.

Hugh Burleson, member of the Bellevue Sister Cities Association (BSCA) Yao Committee, introduced Kayo Mimura and Ken Sakai, two students visiting from Yao, Japan, as well as two local students who recently returned from Yao, Miki Foster and Jesse Raymond.

Jim Forrester, Chair of the BSCA Hualien Committee, introduced Laura Carrol, a Woodinville High School student who recently returned from Hualien, and Yu-Haiang Shen, a student from Hualien who will be in Bellevue until September 5.

Mayor Mosher welcomed the exchange participants to Bellevue and displayed a gift received from Yao Mayor Shibatani on July 5. Mr. Burleson described a gift given by the Yao Sister Cities Association to Bellevue Sister Cities Association. BSCA presented the gift to the City of Bellevue for public display.

3. Communications: Written and Oral

- (a) David Chadwick, representing Crossroads Youth Theatre, invited Council and the public to attend free performances of *Wind in the Willows* at The Theatre at Meydenbauer, August 16-18.
- (b) Gail Stickles encouraged Councilmembers to enjoy their upcoming summer break and to proceed with plans for a community center south of I-90 when they return in September.

4. Reports of Community Councils, Boards and Commissions

Howard Donkin, Arts Commissioner, introduced Mary Ann Eschbach, who is coordinating a new project called *Voices of the City*. This project combines the work of Bellevue poets and photographers in a series of posters displayed in kiosks along the Pedestrian Corridor in downtown Bellevue. Ms. Eschbach, writer/photographer and former Arts Commission member, thanked Council and City staff for supporting this project. The project's basic purpose is to use the arts to build a sense of community in Bellevue. Ms. Eschbach introduced Ron Hammond, a full-time photographer and co-publisher of a book of poems. Joyce O'Keefe read her poem, "Breakfast at Lil Jon's." Mayor Mosher expressed Council's appreciation for this project.

5. Report of the City Manager

Noting the management brief in the Council packet, City Manager Steve Sarkozy announced the approval of a settlement agreement with the Coal Creek Utility District providing for the City of Bellevue's assumption of the utility district on December 31, 2003.

6. Council Business

Mr. Noble, along with Mrs. Marshall, Mr. Degginger, and Mr. Lee, attended the City-sponsored Lake Hills neighborhood function last week.

Mr. Lee attended the National Kids Day celebration at Crossroads Park, toured a number of human services facilities in Bellevue, participated in interviews of *Advance Bellevue* candidates, and attended a joint Bellevue Youth Link/Bellevue Youth Council meeting.

Mr. Degginger announced that the City's interactive voice response (IVR) system is now on line, enabling citizens to schedule building inspections and check the status of permit applications via the Internet.

Deputy Mayor Marshall said the City will initiate a new approach to working with neighborhoods in September, beginning with a pilot project in West Lake Hills.

- ➡ Mrs. Marshall moved to approve the mayor's recommended appointments to a Citizen Advisory Committee to work with City staff on the West Lake Hills neighborhood investment initiative, and Mr. Degginger seconded the motion.

Mr. Lee expressed support for the pilot project and suggested including a City Council member as an ex officio member of the Citizen Advisory Committee. He recommended two residents, Neil Tang and Bill Serr, to serve on the CAC. Mayor Mosher noted that Mr. Tang does not live within the project boundaries but offered to check on Mr. Serr. Council will discuss the selection of a Councilmember to serve as well.

- ➡ The motion to approve the mayor's recommended appointments to the West Lake Hills Citizen Advisory Committee, and potentially Mr. Serr and a City Councilmember, carried by a vote of 6-0:

Voting Members

Bob Bengford  
Lindy Bruce  
Tom Conover  
Joel Glass  
Jeffrey Hummer  
Steve Kasner  
Doug Mathews  
Sherrie Mill  
Sal Mineo  
Dick Morris  
Michele Sugiana  
Iris Tocher  
Jan Watson  
Faye Williamson

Ex officio Members

East Bellevue Community Council Chair/member  
Parks and Community Services Board member  
Environmental Services Commission member  
Transportation Commission member  
Planning Commission member  
Bellevue School District representative  
Bellevue Community College representative  
Mark Jackson, Cosmos (Business representative)  
St. Louise Catholic Church staff or lay leader

Mayor Mosher serves on the Governor's Special Committee on Business and Occupation (B&O) Taxes. He explained that Bellevue adopted a tax code revision in 1995 exempting small businesses with gross receipts less than or equal to \$100,000 per year from filing a B&O tax return with the City. Mayor Mosher recommends increasing this exemption level to \$115,000 and adding language to the tax code that will increase the level annually based on inflation on a continuing basis.

- ➡ Mrs. Marshall moved to: 1) increase the exemption level for filing a B&O tax return to \$115,000, and 2) add language to the tax code that will increase the exemption level annually based on inflation on a continuing basis. Mr. Noble seconded the motion.

In response to Mr. Noble, Deputy City Manager Ed Oberg said staff does not have any concerns about the mayor's recommendation in terms of the anticipated impact on revenues.

In response to Mr. Lee, Mr. Oberg said the proposal is consistent with the City's practice to link fee and threshold levels to increases in the Consumer Price Index (CPI).

- ➡ The motion to increase the exemption level for filing a B&O tax return to \$115,000 and to add language to the tax code that will increase the exemption level annually based on inflation on a continuing basis carried by a vote of 6-0.

7. Approval of the Agenda

- ➡ Mrs. Marshall moved to approve the agenda, and Mr. Noble seconded the motion.
- ➡ The motion to approve the agenda carried by a vote of 6-0.

8. Consent Calendar

Dr. Davidson requested pulling item 8(o) for discussion. Mr. Lee requested that item 8(d) be pulled for comment. Mrs. Marshall noted corrections in Council's desk packets regarding items 8(k) and 8(n).

- ➡ Mrs. Marshall moved to approve the Consent Calendar, as amended, and Mr. Lee seconded the motion.
- ➡ The motion to approve the amended Consent Calendar carried by a vote of 6-0, and the following items were approved:
  - (a) Minutes of July 9, 2001 Extended Study Session  
Minutes of July 16, 2001 Regular Session
  - (b) Resolution No. 6581 authorizing execution of the first addendum to the interlocal agreement with Bellevue Community College for co-location of cable television production facilities.
  - (c) Motion to approve payment of claims for the period ending July 25, 2001, and payroll for the period July 1 through July 15, 2001.
  - (e) Motion to award Bid No. 0136 to construct tenant improvements to portions of the Leavitt Building in the amount of \$255,075 plus Washington State Sales Tax to Schuchart Corporation as low bidder.
  - (f) Motion to award Bid No. 0137 for renovation and seismic upgrades at Fire Station No. 2 in the amount of \$1,776,873 to RAS Builders as low bidder.
  - (g) Resolution No. 6582 authorizing acceptance of the 2001 Emergency Medical Services Advanced Life Support (ALS) and Basic Life Support (BLS) services contract amendments with King County for January 1, 2000 through December 31, 2001. *(These contracts enable the City to collect \$896,353 for BLS and \$3,175,906 for ALS services from King County, as estimated in the 2000-01 Operating Budget.)*

- (h) Professional Services Agreement with Reid Middleton, Inc.
  - (1) Resolution No. 6583 authorizing amendment by \$300,000 for a new total of \$650,000 to a professional services agreement, contract #26137, with Reid Middleton, Inc. to provide building plan review services.
  - (2) Resolution No. 6584 authorizing a new agreement with Reid Middleton, Inc. not to exceed \$250,000 for field review services on the construction site of Lincoln Square and other major projects.
- (i) Ordinance No. 5310 regarding Bellevue City Code Title 23, Construction Codes; adopting amendments to the Uniform Building Code, 1997 Edition, to allow an increase in height, number of stories, and area for wood-framed buildings above the allowances provided in the Uniform Building Code; adding a new section 23.10.051 to the Building Code Chapter of the Bellevue City Code.
- (j) Motion to approve Bid No. 0122 for construction of pedestrian access improvements on the south side of Main Street from the main Botanical Garden entrance to 124<sup>th</sup> Avenue NE in the *Wilburton Neighborhood* in the amount of \$83,370 to Dennis R. Craig Construction, Inc. as low bidder. (CIP Plan Nos. NEP-1 and PW-W/B-56)
- (k) Ordinance No. 5311 regarding the Transportation Improvement Program; adopting the 2001-2012 Transportation Facilities Plan and amending the Impact Fee Project List and the Impact Fee Schedule.  
(Discussed at July 30 Study Session)
- (l) Resolution No. 6585 authorizing approval of two purchase and sale agreements with Hintz and McLain, respectively, for the sale of two parcels of real property acquired by the City for the Newport Way Project, enabling construction of Newport Way – 129<sup>th</sup> Avenue SE to Somerset Boulevard, and executing all documents necessary to effectuate the sale of said properties.
- (m) Ordinance No. 5312 amending Ordinance No. 3935 extending the existing Zone 3 Residential Permit Parking Zone (RPZ) at residents' request to include 109<sup>th</sup> Avenue SE, between SE 11<sup>th</sup> Street and 110<sup>th</sup> Avenue SE, with "No Parking 7am-4pm, Except Saturday, Sunday and Holidays, Except by Zone 3 Permit) restrictions. (CIP Plan No. PW-M-7)
- (n) Ordinance No. 5313 authorizing execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT), Office of Local Programs to accept federal Hazard Elimination Safety (HES) Program funds in the amount of \$300,000; amending the 2001-2007 CIP Plan and the project budget for the NE 20<sup>th</sup> Street – 140<sup>th</sup> Avenue NE to 148<sup>th</sup> Avenue NE project (CIP Plan No. PW-4-132); and amending the project description and scope to include implementation of the preferred accident reduction alternative.

- (p) Motion to award Bid No. 0135 for installation of a sanitary sewer main along 123<sup>rd</sup> Avenue SE and replacement of defective sewer line at NE 8<sup>th</sup> Place and 130<sup>th</sup> Avenue NE in the amount of \$139,213.95 to West Coast Construction Co. as low bidder. (CIP Plan Nos. S-30 and S-24)
- (q) Motion to award Bid No. 0139 to replace defective sewer and storm lines identified in the infrastructure condition assessment program in the amount of \$95,510.08 to Americon, Inc. DBA Tab Enterprises as low bidder. (CIP Plan Nos. D-64 and S-24)
- (r) Motion to award Bid No. 0141 to reline approximately 1,460 linear feet and replace approximately 1,200 linear feet of existing storm drain pipe in several locations due to damage in the amount of \$513,772.64 to West Coast Construction Co., Inc. as low bidder. (CIP Plan No. D-64)
- (s) Resolution No. 6586 authorizing execution of a professional services agreement with URS Corporation for engineering services for the Stream Channel modifications at Upper Richards, Upper Kelsey, and Sears Creeks to provide stabilization in the amount of \$210,000. (CIP Plan No. D-86)

Items for Council discussion:

- (d) Motion to award Bid No. 0142 for construction of underground utility repairs and asphalt overlay at the Bellevue Service Center in the amount of \$197,472 plus Washington State Sales Tax to Lakeridge Paving Company, LLC as low bidder.

Mr. Lee noted that the Consent Calendar contains seven bid items, four of which are lower than the engineer's estimate and three that exceed the engineer's estimate. He commended staff members for their efforts in managing the bidding process but expressed concern with the three bids exceeding the engineer's estimate.

➡ Mr. Lee moved to award Bid No. 0142, and Mrs. Marshall seconded the motion.

Mayor Mosher said he reviewed the bids and concluded that the discrepancies between bid amounts and the engineer's estimates are relatively minor. He said it is not generally cost effective to re-bid such projects.

➡ The motion to award Bid No. 0142 carried by a vote of 6-0.

- (o) Ordinance No. 5314 providing for interim on-street vehicle parking along both sides of 110<sup>th</sup> Avenue NE in the Downtown area until December 31, 2005; and amending Section 2 of Ordinance No. 4927.

Dr. Davidson noted he was not present at Council's July 9 Extended Study Session in which this item was discussed. He is not in favor of on-street parking, particularly with the increased traffic congestion in downtown Bellevue.

Mr. Lee will support the motion. However, he encouraged Council and staff to continue to evaluate long-term parking needs in the downtown area.

☛ Mr. Lee moved to adopt Ordinance No. 5314, and Mrs. Marshall seconded the motion.

☛ The motion to adopt Ordinance No. 5314 carried by a vote of 5-1, with Dr. Davidson dissenting.

9. Public Hearings: None.

10. Land Use: None.

11. Other Ordinances, Resolutions and Motions

- (a) Resolution No. 6576 authorizing execution of a Supplement to the consultant agreement with OTAK to provide additional engineering services for improvements to 156<sup>th</sup> Avenue SE in the amount of \$76,502.  
*(Postponed from July 30 Council meeting)*

Dr. Davidson suggested dividing the two issues contained in this proposed resolution: 1) increase in consultant's fee, and 2) how to handle design features along 156<sup>th</sup> Avenue SE.

☛ Dr. Davidson moved to approve the consultant fee increase of \$76,502, and Mr. Lee seconded the motion.

Mrs. Marshall expressed her ongoing concern with the amount of money being spent on consultants for public projects. She encouraged staff to develop more specific project descriptions and scopes of work to avoid consultant fee increases in the future.

→ As an amendment, Mr. Degginger moved to direct the City Manager to perform a review of the 156<sup>th</sup> Avenue SE project contract, and Dr. Davidson seconded the motion.

→ The motion to direct the City Manager to perform a review of the 156<sup>th</sup> Avenue SE project contract carried by a vote of 6-0.

☛ The motion to approve the consultant fee increase of \$76,502, as amended, carried by a vote of 6-0.

☛ Mrs. Marshall moved to reject both the original design and the revised design for the 156<sup>th</sup> Avenue SE project and to direct staff to conduct further review of design alternatives. Mr. Lee seconded the motion.

Mrs. Marshall feels wider sidewalks are essential to supporting the multifamily density in this area. She noted this is a gateway to Bellevue and she does not want to cut costs at the expense of aesthetically pleasing design elements.

Mr. Lee is in favor of exploring design alternatives to improve the project without spending additional money beyond the increase just approved by Council vote.

Mr. Noble said wider sidewalks improve safety and trees help create a barrier between pedestrians and traffic and pedestrians and single-family homes. He feels it is not necessary that the sidewalk be the same width throughout the entire corridor.

Mayor Mosher is in favor of further design review and encouraged staff to evaluate design elements in terms of long-term city planning.

- ➡ The motion to reject both the original design and the revised design for the 156<sup>th</sup> Avenue SE project and to direct staff to conduct further review of design alternatives carried by a vote of 6-0.

12. Unfinished Business: None.

13. Continued Oral Communications: None.

14. New business: None.

15. Executive Session: None.

16. Adjournment

At 9:06 p.m., Mayor Mosher declared the meeting adjourned and encouraged Councilmembers to enjoy their summer recess.

Myrna L. Basich  
City Clerk

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